

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

FIXED AMOUNT SALES SYSTEM

the specification of which:

(check ☒ is attached hereto
one)

☐ was filed on _____, as
Application Serial No. _____
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56*

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:


Prior Foreign Application(s)			priority claimed
<u>227287/2002</u>	<u>JAPAN</u>	<u>05/08/2002</u>	<u>X</u> <u> </u>
(Number)	(Country)	(Day/Month/Year Filed)	yes no
<u> </u>	<u> </u>	<u> </u>	<u> </u> <u> </u>
(Number)	(Country)	(Day/Month/Year Filed)	yes no
<u> </u>	<u> </u>	<u> </u>	<u> </u> <u> </u>
(Number)	(Country)	(Day/Month/Year Filed)	yes no

I hereby claim the benefit under Title 35, United States Code, § 119 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u> </u>	<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)	(Status: patented, pending, abandoned)

Power of Attorney: As a named inventor, I hereby appoint C. Lamont Whitham, Reg. No. 22,424, Marshall M. Curtis, Reg. No. 33,138 and Michael E. Whitham, Reg. No. 32,635 as attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to McGuireWoods, 1750 Tysons Boulevard, Suite 1800, Tysons Corner, McLean, Virginia 22102-4215. Telephone calls should be directed to McGuireWoods, LLP at (703) 712-5000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole
or First Inventor: Masanori FUJIMOTO
Inventor's Signature Masanori Fujimoto  Date: 02/06/2003
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Full Name of Second
Joint Inventor: _____
Inventor's Signature _____ Date: _____
Residence: _____
Citizenship: _____
Post Office Address: _____

Full Name of Third
Joint Inventor: _____
Inventor's Signature _____ Date: _____
Residence: _____
Citizenship: _____
Post Office Address: _____

Full Name of Fourth
Joint Inventor: _____
Inventor's Signature _____ Date: _____
Residence: _____
Citizenship: _____
Post Office Address: _____

Full Name of Fifth
Joint Inventor: _____
Inventor's Signature _____ Date: _____
Residence: _____
Citizenship: _____
Post Office Address: _____

***Title 37, Code of Federal Regulations, § 1.56:**

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith toward the Patent and Trademark Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability; or (2) it refutes, or is inconsistent with, a position the applicant takes in: (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability.

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**CHANGE OF
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Address to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Application Number

Unassigned

Filing Date

Concurrently

First Named Inventor

M. Fujimoto

Art Unit

Unassigned

Examiner Name

Unknown

Attorney Docket Number

02530027AA

Please change the Correspondence Address for the above-identified application to:



Customer Number:

30743

OR

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I am the :



Applicant/Inventor.



Assignee of record of the entire interest.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).



Attorney or Agent of record. Registration Number

32,635



Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number

Typed or Printed
Name

Michael E. Whitham

Signature

Date

August 4, 2003

Telephone

703-787-9400

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.



*Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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